

## *St. Louis City Ordinance 63676*

FLOOR SUBSTITUTE

BOARD BILL NO. [95] 335

INTRODUCED BY ALDERMEN MARTIE J. ABOUSSIE , MARGE VINING ,  
JAMES SONDERMAN , ROBERT J. RUGGERI , PAUL M. BECKERLE , IRVING  
C. CLAY Jr. , GREGORY J. CARTER

An Ordinance providing for and directing the holding of a special election at the time of the holding of the special election in the City of St. Louis, State of Missouri on the 6th day of August, 1996, for the purpose of submitting to the qualified electors of the City a proposition to authorize and direct the Board of Aldermen to increase the tax levied and collected for the establishment, maintenance and support of "sheltered workshops" (as defined in Section 178.900 R.S.Mo.), residence facilities and other programs, services and facilities intended to improve the quality of life and adaptive behavior of persons with a developmental disability and handicapped persons who are residents of the City, as authorized by Sections 205.968 through 205.973 R.S.Mo. (including subsequent amendments thereto) (the "County Sheltered Workshop Law"), from fifteen cents (\$0.15) to thirty-three cents (\$0.33) per each one hundred dollars (\$100.00) assessed valuation on all taxable property within the City of St. Louis, upon the assent to said proposal of the required percentage of the qualified electors of the City voting thereon; providing for publication of notice of the submission of said proposition; and containing an emergency clause.

WHEREAS, the City is authorized under Sections 205.971 and 205.972 R.S.Mo. (1993), upon approval of a majority of the qualified voters of the City voting thereon, to levy and collect a tax not to exceed forty cents (\$0.40) per each one hundred dollars (\$100.00) of assessed valuation upon all taxable property with the City, for the purpose of establishing and maintaining county sheltered workshops, residence, facilities and/or related services authorized under the County Sheltered Workshop Law; and

WHEREAS, on March 21, 1980, the Mayor of the City of St. Louis approved Ordinance No. 58023, submitting to the qualified electors of the City a proposal to authorize and direct the Board of Aldermen to levy a tax in the amount of five cents (\$0.05) per each one hundred dollars (\$100.00) of assessed valuation on all taxable property within the City for such purposes; and

WHEREAS, at the election held on August 5, 1980, a majority of the qualified voters of the City voting on such proposition approved such tax levy; and

WHEREAS, on January 7, 1988, the Mayor of the City of St. Louis approved Ordinance No. 60637, submitting to the qualified electors of the City a proposal to increase the amount of tax that the Board of Aldermen was authorized and directed to levy from the amount of five cents (\$0.05) to fifteen cents (\$0.15) per each one hundred dollars (\$100.00) of assessed valuation on all taxable property in the City for such purposes; and

WHEREAS, at the election held on March 8, 1988, a majority of the qualified voters of the City voting on such proposition approved the proposed increase in the tax levy; and

WHEREAS, The St. Louis Office for Mental Retardation and Developmental Disability Resources ("MRDD") has informed the Board of Aldermen that it requires additional funding to serve the needs of persons with a "developmental disability" and "handicapped persons" (as defined in Section 205.968 R.S.Mo.) who are residents of the City and to support with grants and/or operate sheltered workshops, residence facilities and other programs, services and facilities intended to improve the quality of life and adaptive behavior of such persons; and

WHEREAS, in 1991 the Missouri Legislature expanded the class of the developmentally disabled or handicapped persons who may participate in programs established pursuant to the County Sheltered Workshop Law by broadening the definition in Section 205.968 R.S.Mo. of the term "developmental disability" to include the functional definition set forth under Section 630.005 R.S.Mo.; and

WHEREAS, if the tax levy increase proposed by this Ordinance is approved by the voters, MRDD proposes to adopt the broader definition of "developmental disability" (including the Section 630.005 R.S.Mo. definition) to determine eligibility for its programs, services, facilities and support; and

WHEREAS, the Board of Aldermen of the City does now find and determine that it is desirable and in the public interest that the proposition hereinafter provided for be submitted to the qualified electors of the City at a special election to be held for that purpose.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE: A special election is hereby ordered to be held at the time of the holding of the election in the City of St. Louis, State of Missouri, on Tuesday, the 6th day of August, 1996, at which special election there shall be submitted to the qualified electors of the City the following proposition:

PROPOSITION \_\_\_\_\_

Shall the tax levied by the City of St. Louis to establish, improve and/or maintain sheltered workshops, residence facilities and other programs, services and facilities intended to improve the quality of life and adaptive behavior of persons with a developmental disability and handicapped persons who reside in the City of St. Louis, as authorized by Sections 205.968 through 205.973 R.S.Mo. (including subsequent amendments thereto), be increased from fifteen cents (\$0.15) to thirty-three cents (\$0.33) per each one hundred dollars assessed valuation on all taxable property within the City of St. Louis?

SECTION TWO: The Board of Election Commissioners for the City of St. Louis shall provide the ballots and conduct the special election as provided by law.

SECTION THREE: Notice of the submission of said proposition at the special election shall be given jointly by the Board of Election Commissioners and by the City Register of the City of St. Louis by publication in the City Journal and in the required newspapers in the City of St. Louis in the manner required by applicable law, and particularly by the Comprehensive Election Act of 1977 (Chapter 115 R.S.Mo.), the Charter of the City of St. Louis and Ordinances of the City. The legal notice of the election shall be in substantially the following form:

NOTICE OF SPECIAL ELECTION  
THE CITY OF ST. LOUIS, MISSOURI

Notice is hereby given to the qualified voters of the City of St. Louis, Missouri that the Board of Aldermen of the City has called a special election to be held in the City at the time of the holding of the election on Tuesday, August 6, 1996, commencing at 6:00 o'clock a.m. and closing at 7:00 o'clock p.m., on the question contained in the following sample ballot, which is subject to such modification as may be required by the use of an electronic voting system and by the submission of other propositions at the election.

(SAMPLE BALLOT)

OFFICIAL BALLOT  
SPECIAL ELECTION  
THE CITY OF ST. LOUIS, MISSOURI  
TUESDAY, AUGUST \_\_, 1996

INSTRUCTIONS TO VOTERS: To vote in favor of the proposition submitted upon this ballot place a cross (X) mark in the square opposite the word "YES"; and to vote against the proposition submitted upon this ballot, place a cross (X) mark in the square opposite the word "NO".

PROPOSITION \_\_\_\_\_

Shall the tax levied by the City of St. Louis to establish, improve and/or maintain sheltered workshops, residence facilities and other programs, services and facilities intended to improve the quality of life and adaptive behavior of persons with a developmental disability and handicapped persons who reside in the City of St. Louis, as authorized by Sections 205.968 through 205.973 R.S.Mo. (including subsequent amendments thereto), be increased from fifteen cents (\$0.15) to thirty-three cents (\$0.33) per each one hundred dollars assessed valuation on all taxable property within the City of St. Louis?

☐ YES

☐ NO

If such proposition is approved by a majority of the qualified electors voting thereon, the increased tax levy described therein shall be effective in calendar year 1996.

The election will be held and conducted by the Board of Election Commissioners for the City of St. Louis under the general election laws governing the City, and said election will be held in the various wards and precincts in the City and at the places designated therein by the Board of Election Commissioners for the City of St. Louis, separate notice of which will be given by said Board.

The notice is given pursuant to Ordinance No. \_\_\_\_\_ of the City of St. Louis, Missouri, approved the \_\_\_\_ day of \_\_\_\_\_, 1996.

IN WITNESS WHEREOF, we, the undersigned Board of Election Commissioners for the City of St. Louis, Missouri, and the Register of said

City, have hereunto set our hands under the seal of said Board and under the seal of said City, in the City of St. Louis, State of Missouri, this \_\_\_\_ day of \_\_\_\_\_, 1996.

Member, Board of Election Commissioners

Member, Board of Election Commissioners

Member, Board of Election Commissioners  
Chairman, Board of Election Commissioners

ATTEST:

Secretary, Board of Election Commissioners

(BOARD SEAL)

City Register

(CITY SEAL)

Proof of the publication of said notice shall be made by affidavits of the publishers of said newspapers, with a copy of such publication attached thereto, and such affidavits shall be filed with the City Register.

SECTION FOUR: The ballot to be used at the special election shall be in substantially the following form, with such changes therein as shall be appropriate in the event other propositions shall be submitted at the election and as shall be required by the use of an electronic voting system:

OFFICIAL BALLOT  
SPECIAL ELECTION  
THE CITY OF ST. LOUIS, MISSOURI  
TUESDAY, AUGUST 6, 1996

INSTRUCTIONS TO VOTERS: To vote in favor of the proposition submitted upon this ballot place a cross (X) mark in the square opposite the word "YES"; and to vote against the proposition submitted upon this ballot, place a cross (X) mark in the square opposite the word "NO".

PROPOSITION \_\_\_\_\_

Shall the tax levied by the City of St. Louis to establish, improve and/or maintain sheltered workshops, residence facilities and other programs, services and facilities intended to improve the quality of life and adaptive behavior of persons with a developmental disability and handicapped persons who reside in the City of St. Louis, as authorized by Sections 205.968 through 205.973 R.S.Mo. (including subsequent amendments thereto), be increased from fifteen cents (\$0.15) to thirty-three cents (\$0.33) per each one hundred dollars assessed valuation on all taxable property within the City of St. Louis?

☐ YES

☐ NO

SECTION FIVE: The election shall be held at the polling places for the City of St. Louis, designated by the Board of Election Commissioners final notice of said election published in accordance with the provisions of Section 115.127 R.S.Mo. (1993) or mailed in accordance with the provisions of Section 115.129 R.S.Mo. (1986).

SECTION SIX: The special election shall be held and conducted and the results thereof shall be canvassed in all respects in conformity with the Constitution and the laws of the State of Missouri. The judges of the election shall be selected and appointed by the Board of Election Commissioners for the City of St. Louis, in accordance with applicable law. The returns of the election shall be certified to the City by the Board of Election Commissioners for the City of St. Louis. Without limiting the generality of the foregoing and notwithstanding anything contained in this Ordinance or any other ordinance of the City to the contrary, the City Register and the Board of Election Commissioners for the City of St. Louis be and hereby are authorized to take all actions necessary to ensure that the special election is conducted in full compliance with the requirements of applicable law and particularly the Comprehensive Election Act of 1977 (Chapter 115 R.S.Mo.), the Charter of the City of St. Louis and Ordinances of the City.

SECTION SEVEN: If the said proposition be assented by a majority of the qualified electors voting thereon, the increased tax levy provided for therein shall be adopted and become effective for calendar year 1996.

SECTION EIGHT: Immediately upon the passage and approval of this Ordinance, the City Register shall notify the Board of Election Commissioners for the City of St. Louis of the special election and shall certify a copy of this Ordinance to said Board for action and proceedings by said Board in

accordance herewith. The notice shall be in writing and shall include a certified copy of the legal notice to be published in connection with the election.

SECTION NINE: This being an Ordinance calling and providing for an election of, a vote by, and a submission to the people, it is declared to be an emergency measure within the meaning of the Charter of the City of St. Louis and shall take effect and be in force from and after its adoption and approval by the Mayor.

Approved: \_\_\_\_\_, 1996

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
02/16/96	02/16/96	LEG		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
02/23/96			03/01/96	03/08/96
ORDINANCE	VETOED		VETO OVR	
63676				